

BILL NO. Z-73-11-31

ZONING ORDINANCE NO. Z-Losh

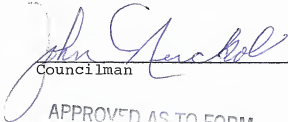
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. A A5.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B1B district under the terms of Chapter 36, Municipal Codes of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof, and the symbols of the City of Fort Wayne Map No. A A5 referred to therein, established by Section 9, Article III of said Chapter as amended are hereby changed accordingly, to-wit:

Lot "C" except therefrom the north sixty (60) feet in Sweetser's Amended Subdivision, according to the plat thereof recorded in Plat Record 3, page 81 in the office of the Recorder of Allen County, Indiana.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.


Councilman

APPROVED AS TO FORM
AND


CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: Nov. 13, 1973

Charles W. Talarico
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

| | AYES <u>0</u> | NAYS <u>9</u> | ABSTAINED _____ | ABSENT _____ | to-wit: |
|-------------|---------------|---------------|-----------------|--------------|--------------|
| BURNS | <u>1</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| HINGA | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| KRAUS | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| MOSES | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| NUCKOLS | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| SCHMIDT, D. | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| SCHMIDT, V. | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| STIER | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |
| TALARICO | <u>_____</u> | <u>✓</u> | <u>_____</u> | <u>_____</u> | <u>_____</u> |

DATE: 2-12-74

Charles W. Talarico
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 197____.

ATTEST: (SEAL)

Charles W. Talarico
CITY CLERK

Charles W. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

Charles W. Talarico
CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

Charles W. Talarico
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 13, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-11-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

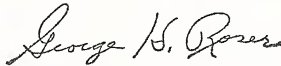
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 21, 1974;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 28, 1974.

Certified and signed this
29th day of January, 1974.



George Roser
Secretary

Bill No. Z-73-11-31

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

Amending the City of Fort Wayne Zoning Map No. A A5

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do Not PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns
D. J. Schmidt

DATE 2-12-74 CONCURRED IN
CHARLES W. WESTERMAN, City Clerk

RECEIPT

N^o 230

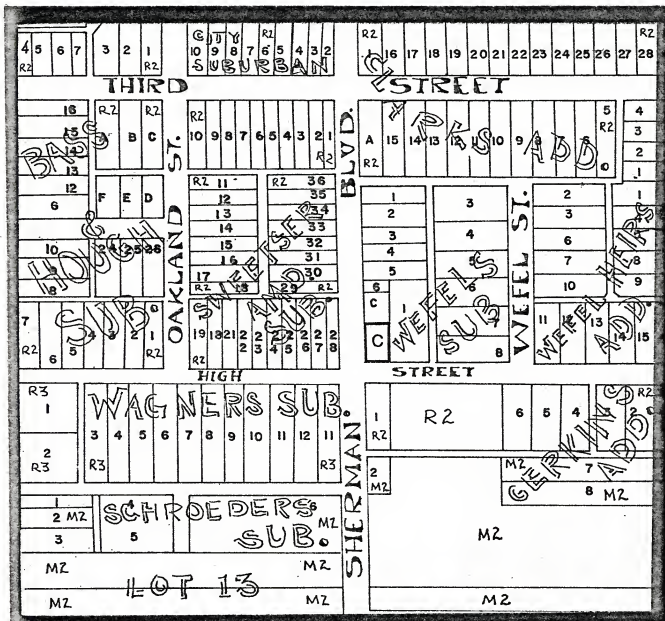
GENERAL FUND

FT. WAYNE, IND., Oct 16 19 73

RECEIVED FROM J. Byron Hayes \$ 50⁰⁰
THE SUM OF Fifty ^{& no} ₁₀₀ DOLLARS
ON ACCOUNT OF Reponse from R2 - B-1-A
826 High Street

W. Hartman

AUTHORIZED SIGNATURE



C-CHANGE FROM R2 TO B1B

L-73-11-31

PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. _____

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed October 15, 1973
Intended Use television sales & repair

I/We Dean Shankland and Loretta M. Shankland, husband and wife
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-2 District to a/an B-1-~~5~~ District the property described as follows:

Lot "C" except therefrom the north sixty (60) feet in Sweetser's
Amended Subdivision, according to the plat thereof recorded in
Plat Record 3, page 81 in the office of the Recorder of Allen
County, Indiana.

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Dean Shankland 826 High Street

Loretta M. Shankland 826 High Street

Dean Shankland
Loretta M. Shankland

(Name)

(Address)

(Signature)

Legal Description Checked By: _____
(City Engineer)

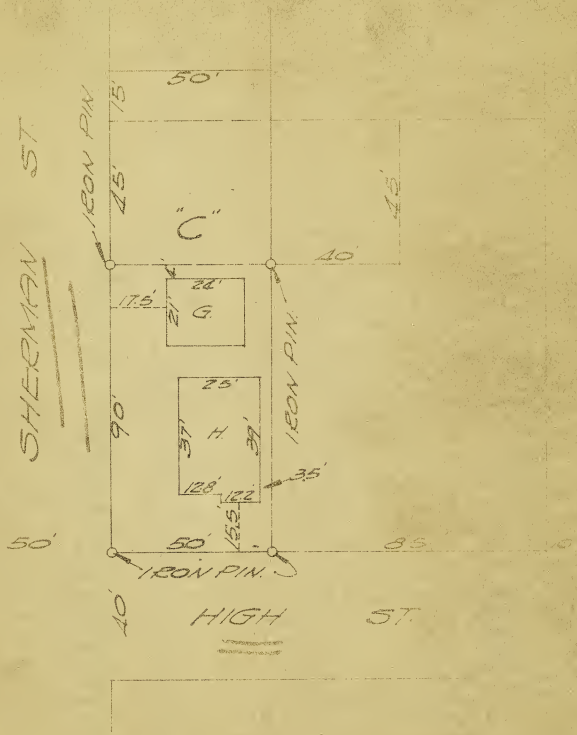
NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Charles J. Weinraub 800 Anthony Wayne Bank 423-2596
(Name) (Address) (Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571



The following signatures are residents in the area of Lot "C" except therefrom the north sixty (60) feet in Sweetser's Amended Subdivision, located on the northeast corner of High Street and Sherman Boulevard OPPOSE THE REZONING FROM AN "R 2" DISTRICT, Two Family Residential, to a "B1B" - Limited BUSINESS

| NAME | ADDRESS |
|----------------------|---------------------|
| Rufus E. Barton | 905 Third |
| Sandra J. Barton | 905 Third Street |
| David J. Stut | 1307 Sherman St. |
| Mrs. E. A. Welch | 1235 Sherman |
| Larry A. McCallister | 1221 Sherman |
| Bubba J. Monroe | 1223 Sherman |
| Allen D. Monroe | " " |
| Kristen Monroe | " " |
| Lucretia M. Stanton | 1221 Sherman Blvd. |
| Tommy A. Hubner | 211 Sherman Blvd. |
| Mr. Leonard A. Deal | 914 High St. City |
| Mrs. Leonard Deal | 914 High St. City |
| Mrs. Al Pangard | 802 High St. City |
| Mr. Al Pangard | 802 High St. City |
| Mrs. Marie Bohner | 1215 Wefel St. City |
| Mrs. Alie Moser | 1217 Wefel St. City |
| Mrs. Art Moser | 1217 Wefel St. City |
| Thomas J. Gensel | 1216 Wefel |
| Lois J. Gensel | 1216 Wefel |
| Nile K. Merritt | 1216 Wefel City |
| Georgew. Schlumbohm | 1314 Sherman St. |
| Frank Hubner | 1211 Sherman Blvd. |
| Houise T. Hubner | 1211 Sherman Blvd. |

The following residents in the area of Lot #C¹¹ except there-
from the north sixty (60) feet in Sweetser's Amended Subdivision
located on the northeast corner of High Street and Sherman Boulevard
OPPOSE the REZONING from an "R2" District, Two family Residential,
to a "B1B" District - Limited BUSINESS.

| NAME | ADDRESS |
|---------------------------|--------------|
| Bruce Cressch | 920 High St. |
| Karl Fubman | 920 High St. |
| Mr. & Mrs. John Lybana | 924 High St. |
| Mr. & Mrs. Larry Durnell | 926 High St. |
| Mr. & Mrs. Harry Miller | 936 High St. |
| Mr. & Mrs. Richard P. Alt | 940 High St. |
| Mr. & Mrs. Pearl Butler | 931 High St. |
| Jane & Parnyard | 925 High St. |
| Edna Boedeker | 915 High St. |
| Ed. Boedeker | 915 High St. |
| Walter M. Ingram | 911 High St. |
| Mrs. Leonard H. Deal | 914 High St. |
| Mr. Leonard H. Deal | 914 High St. |
| Mrs. H. D. Harris | 946 High St. |

DIGEST SHEET

TITLE OF ORDINANCE

Zoning Map Amendment Ordinance

3-73-11-31

DEPARTMENT REQUESTING ORDINANCE

City Plan Commission

SYNOPSIS OF ORDINANCE

Preparation of a Zoning Map Amendment Ordinance

Petition initiated by property owners to rezone property located as follows:

Lot # C except therefrom the north sixty (60) feet in Sweetser's Amended

Subdivision, according to the plat thereof recorded in Plat Record 3,

page 81 in the office of the Recorder of Allen County, Indiana.

Generally located on the Northeast corner of High Street and Sherman Blvd.

From "R2" to "B1B"

EFFECT OF PASSAGE

Property is presently zoned "R2" - Two Family Residential.

Petitioners requesting a "B1B" - Limited Business.

EFFECT OF NON-PASSAGE

Property would remain two family

residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

None

ASSIGNED TO COMMITTEE (J.N.)

Reg - WCH